

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
May 19-23, 2003

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
5-19	EX	78/056,703	Avon Products, Inc.	Hanak Chapman* Bucher	2(d)	Refusal Affirmed		"POWER POWDER" [talcum powder]	"POWER" [men's cologne and aftershave, soaps and toiletries, namely, deodorant and talcum powder for personal use]	R. Smith	No
5-19	OPP	119,220	Schering-Plough Healthcare Products, Inc. v. William E. Nordt, III, M.D.	Hanak Quinn Hairston*	2(d)	Opposition Sustained	"DYNASTEP" [medical device, namely, a footwear insert that relieves pain caused by overpronation of the foot and arch]; "DYNASTEP" (in stylized lettering) [medical device, namely, a footwear insert that relieves pain]; "DYNASTEP" [footwear]	"DYNASLIPPER" [medical device, namely, a tension splint used to alleviate the symptoms of plantar fasciitis]			No
5-21	EX	76/199,487	Toikeon Parham	Hohein* Hairston Walters	whether applicant's specimens show use of its mark in connection with its recited services	Refusal Affirmed		"MS. TOI" [entertainment services in the nature of live musical performances]		Altree	No
5-21	EX	76/101,636	Redan Management Corp., Inc.	Hairston Bucher* Drost	2(d)	Refusal Affirmed		"THE WINNER'S CIRCLE" (and design) [automobile cleaning and washing services]	"WINNER'S CIRCLE" [cleaning preparations for automotive use]	Chicoski	No

- (1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration
(2) *=Opinion Writer; (D)=Dissenting Panel Member

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
May 19-23, 2003 (continued)

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
5-21	EX	76/130,886	Poulsen Roser ApS	Hanak* Hairston Bucher	genericness	Refusal Affirmed		"VICTORY" [live roses]		Corea	No
5-21	EX	76/250,413	Nutrinova Nutrition Specialties & Food Ingredients GmbH	Quinn Hohein* Bottorff	2(d)	Refusal Affirmed		"GLUCAMAX" [nutritional additives, namely, dietary fibers for use in animal feed, and nutritional food additives, namely, dietary fiber for use in foodstuffs; food additives for non-nutritional purposes, namely, dietary fibers for use as flavoring, ingredients or fillers in foodstuffs; animal feed additives for non-nutritional purposes, namely, dietary fibers for use as flavoring, ingredients or fillers in animal foods]	"GLUCO MAX" [nutritional products for livestock, namely, nutritional additives for livestock feed, nutritional supplements, dietary supplements, and animal feed additives for use as a nutritional supplement]	Strzyz	No
5-22	EX	78/120,900	Rippon Community Credit Union	Cissel* Seeherman Bottorff	2(e)(1)	Refusal Affirmed		"MEMBER FRIENDLY CREDIT UNION" [credit union services]		Mizelle	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) *=Opinion Writer; (D)=Dissenting Panel Member

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
May 19-23, 2003 (continued)

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
5-22	EX	75/787,161	Jose y Carlos Romano Hnos, SA	Simms Cissel* Holtzman	2(d)	Refusal Affirmed		“STONE JEANS PHILOSOPHY” (and design) [clothing, namely, jeans, jackets, vests, shirts, shoes, tennis shoes, boots, belts, underwear and accessories for sports and professional wear]	“STONE” (in stylized lettering) [wearing apparel, namely: ladies’ and girls’ lingerie, including gowns, lingerie sets, half slips, slips, panties, sleep shirts, pajama sets, camisole tops and robes; men’s underwear, including boxers and tailored shorts, and men’s athletic wear, namely, track, athletic and running shorts, sport tops and warm-up jackets; <i>and various items of clothing for infants and children</i>]	Zak	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration
(2) *=Opinion Writer; (D)=Dissenting Panel Member